

# THE DAILY HERALD.

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THE DAILY HERALD.

WEDNESDAY, SEPTEMBER 15, 1886.

## AN UNFAIR STATEMENT.

Monday's *Advertiser*, in discussing the minority report of the Finance Committee, makes the following remarks: "The unauthorized expenditure appears to have been necessary for the public service, and therefore should be legalized by the Legislative Assembly. When the Supreme Court set example to the other departments of expending money without authority of law, the Interior and Finance Departments may very well be excused for following its example. At the same time, let it be understood that we do not justify either the Judicial Department or the other departments of government involved, in contracting debts and making payments outside the law." This we think can be shown to be an unfair aspersion on the Judiciary. In the report of the Chief Justice to the present Assembly, is quoted a letter addressed by His Honor to the late Minister of Finance, Hon. John M. Kapena, under date of June 16th, 1885, which gives an account of the expenditures for the Supreme Court up to May 1st, 1885, showing them to have been \$4,439.66 out of the appropriation for the biennial period of \$5,000. Of the above amount \$576.66 was for sundry expenses of Court, the rest having all gone to pay jury fees. There was an unexpended balance of \$560.34, and the Chief Justice in his letter said: "It is evident that about \$800 will be required for pay of jurors for each of these terms; say the sum of \$2,500 in addition to the balance in the Treasury of \$560.24, which will be required for the other expenses of the Court. I beg leave to remind Your Excellency that I asked the Legislature for a larger appropriation, anticipating that \$5,000 would not be sufficient. I must add that the appropriations for the Circuit Courts are amply sufficient and there will remain at the close of the fiscal period unexpended balances to the credit of each of these Courts. As the July Term of the Supreme Court is now at hand, it is necessary that funds be provided for its expenses. I beg leave to draw Your Excellency's immediate attention to this matter, as we cannot require jurors to attend to try cases unless we are prepared to pay them for their services." The report goes on to say that in July the Chief Justice received a verbal reply from the Cabinet that they had set apart the sum of \$2,500 for this purpose, on which he could continue to draw. On the 17th of February, 1886, ascertaining that this sum was exhausted, the Chief Justice addressed the Minister of Finance another letter, asking for a further sum of \$300, but received no reply from him. The report explains that, "the increase of litigation requiring juries whose services are now paid for at the rate of two dollars per day, and one dollar for each verdict, is the main item of these expenses;" also, that all the important civil cases on the other islands being brought to Honolulu largely increased the amount of business. The Chief Justice renders an account of the expenditure of the money used in excess of the appropriation, after his request for necessary funds was ignored. The amount is just \$150.79, and on that account the Judiciary has, it seems, to be lectured for leading the other departments a race into debt. This little amount was advanced by the Court to save the country from a judicial deadlock, when the Ministry were haughtily oblivious to the serious emergency. If there is

any fault about the matter, it is in the neglect of the Ministry to apply to the Privy Council for relief, in the strait. The Cabinet appear to have been unable to give the \$2,500 that they granted, without a violation of the terms of the Constitution. They voted the money in Cabinet Council, for which there was no authority, the Constitution expressly giving the power to act in such emergencies to the Privy Council.

## NOTES AND COMMENTS.

The Assembly is making up for lost time with a vengeance. Yesterday forenoon was almost wholly occupied with the consideration of a bill that was not ready to be considered. If it was not for Mr. Castle's scrap-book, the House would be standing on its head half of the time.

The Attorney General could not get the House to adopt his views on the pawnbroker's bill yesterday afternoon, which made him so angry that he left the chamber. His Excellency has not yet learned that the hurrying of civilization in this tropic realm is apt to develop hot boxes that might stop the train.

Wailuku and Kahului have been granted \$5,000 jointly for water works, Lahaina \$3,000, Hilo \$15,000, and Kalaupapa \$15,000. The last Legislature gave the rural towns the privilege of unlimited gin. It is only right, therefore, that the present one should endeavor to give them water.

If the Legislature passes the Hawaiian Board of Health, or Kahuna, bill, it will place the nation a long stage downward in the decline of civilization which is otherwise becoming painfully manifest. Pass that measure and next session will like as not see a bill to vest the management of state hula-dances in a special Government bureau.

## A Honeymoon in a Small Boat.

A recently married couple from New York greatly enjoyed a novel and adventurous wedding trip in carrying out their mutual taste for sailing. After the marriage ceremony they went on a New York steamer to Fall River, whence they started alone on a small schooner-rigged row-boat only fourteen feet long, and cruised through different waters until they reached Point Judith, which was rounded in a severe gale of wind and rain. The boat rocked and danced over the rough waves in a way to intimidate "a landswoman," but the fearless little bride simply drew on her ulster over her white nautical dress and enjoyed the fun. They arrived in Hartford during this unique honeymoon, and were enthusiastically greeted by members of the Hartford Canoe Club, who afterward towed the schooner row-boat containing the laughing and sea-loving couple down the Connecticut river by a tugboat to the banks of their future home.—*Hartford Times*.

## The Best Tonic.

Mr. Henry Billings, Washington, D. C., writes: "I have used your Duffy's Rare Malt Whisky for medicinal purposes. As a tonic I consider it superior to the hundreds of concoctions which are now flooding the land as stimulant liquors."

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## A CARD.

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Mr. W. P. Crooks, Proprietor of Fort Street Shooting Gallery.  
On presentation of this order I will make one dozen Cabinet Photographs of the party making the best aggregate score this month of September, shooting to commence on the 10th and close on the last day of the month. Respectfully,  
J. J. WILLIAMS.

## ETC., ETC., ETC.

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Also Sisal Rope, Usual Sizes.

A fresh lot of elegant SOLID SILVER WARE from the GORHAM FACTORY. Also beautiful articles of Silver Plated ware from Reed & Barton's Rooms. All these besides their usual assortment of Hardware, Lubricating Oils, Etc., for House and Plantation use.

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